UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

MARIANNE MEYERS, on behalf of herself and all other employees similarly situated,

Plaintiff,

NOTICE OF MOTION

Civil Action No. No. 08-CV-1221 (DNH/DEP)

v.

CROUSE HEALTH FOUNDATION, INC., et al.,

Defendants.

MOTION BY: Plaintiffs and Defendants.

RELIEF REQUESTED: An order granting preliminary approval of the

settlement and Settlement Agreement, attached to the Declaration of Patrick J. Solomon, sworn to

May 23, 2013.

BASIS FOR RELIEF REQUESTED: Federal Rule of Civil Procedure 23

Fair Labor Standards Act

SUPPORTING PAPERS: Declaration of Patrick J. Solomon, Esq., and the

exhibits attached thereto; Declaration of Louis Orbach, Esq., and the exhibits attached thereto; Memorandum of Law in Support of Motion for Preliminary Approval of Settlement; and proposed

Preliminary Approval Order

PLACE: United States District Court

Alexander Pirnie Federal Building

10 Broad Street Utica, NY 13501

DATE AND TIME: June 28, 2013

Dated: May 24, 2013

BOND, SCHOENECK & KING, PLLC THOMAS & SOLOMON LLP

/s/Louis Orbach

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/s/ Patrick J. Solomon

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